

**DETERMINATION AND FINDINGS**  
**FOR**  
**SOLE SOURCE CONTRACT**

**AGENCY:** DC Department of Corrections (DOC)  
**CAPTION:** Inmate Telephone Service at Central Treatment Facility  
**CONTRACT NO.:** CW55166  
**CONTRACTOR:** Securus Technologies, Inc

**Findings**

**1. Authorization**

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, 1701

**2. Minimum Need**

The Office of Contracting and Procurement, on behalf of the Department of Corrections is seeking to extend the current contract with Securus Technologies, Inc which provides a critical service at the Central Treatment Facility designed to provide a monitored method for inmate and detainees to safely maintain contact with their family and friends. The contractor, Securus Technologies, Inc directly bills the cost of calls to the family and friends of the inmates.

**3. Estimated Fair and Reasonable Cost**

The estimated fair and reasonable price to provide the required services for the period date of award through December 31, 2018.

The current average cost per minute at DC DOC is \$.08 cents/min. The FCC Order stated for a facility DOC's size the rates cannot exceed \$0.14 per minute, for prepaid/debt and \$0.49 for Collect. DOC's prices are 50% lower than the rate caps laid out in the FCC Order.

**4. Facts that Justify a Sole Source Extension**

A. In 2015 OCP began preparing a solicitation for inmate telephone services; however, it was determined that the solicitation should be put on hold. DOC is seeking to replace their Offender Management System (OMS) with an OMS designed to provide state-of-the-art technology to include inmate telephone services.

Core Civic formally Corrections Corporation Of America (CCA) managed the District Central Treatment Facility from January 31, 1997 through January 31, 2017. CCA contracts with Securus Technolgies Inc to provide inmate telephone

services which issues personal identification numbers that allow restrictions and permissions to be implemented through the current Offender Management System. The Executive staff chose to continue with Securus Technologies Inc. until a new Offender Management System has been awarded. If we were to contract with another provider, at the very minimum we would have to pay additional costs to build the necessary interface (\$40,000.00 - \$70,000.00 based on similar interfaces developed for other applications) and depending upon the complexity of the project, this might require 4 -12 months to implement. Given the timeline associated with the RFP under development and the fact that the current inmate telephone application is provided at no additional cost to the District, from a stewardship of public resources point-of-view it is more advantageous to extend Securus Technologies Inc. contract until the new contract is awarded.

- B. The Office of Contracting and Procurements in preparation for an Offender Management System solicitation conducted a request for information which was used as market research. The RFI went out to nineteen (19) vendors, with responses received from seven (7):

Global Tel*Link Corporation	Analytica LLC
InterAct	Black Creek
Zuercher Technologies	Securus Technologies, Inc.
Microsoft Corporation	

Oral presentations were held on November 9, and 10, 2015 and each vendor provided information not only on the OMS, but also, inmate telephone, video visitation and inmate kiosk services that interface with the OMS.

- C. Pursuant to the First Amendment of the U.S. Constitution, inmates have a right to communication with people outside of D.C. Jail. Under the Fifth Amendment of the U.S. Constitution, inmates have a right to contact and communicate with counsel. Additionally, the ability of inmates to speak with family and friends is critical to their successful rehabilitation and their successful reentry into society. The phone system is important for safety and security because the phone system records conversations. Extending the GTL contract, will ensure the continuity of this service, until the OMS contract is awarded.
- D. Securus Technologies Inc. is currently providing satisfactory services for the required inmate phone services and is uniquely positioned to ensure continuity of services.
- E. A sole source contract is the most advantageous method of fulfilling the District's need until a new contract can be competitively awarded.

**5. CERTIFICATION BY THE AGENCY HEAD:**

I hereby certify that the findings set forth above are true, correct, and complete to the best of my knowledge and that the proposed contract extension is in the best interest of the District of Columbia.

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Quincy Booth  
Director  
Department of Corrections

\_\_\_\_\_  
Date

**6. CERTIFICATION BY CONTRACTING OFFICER:**

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the 27 DCMR 1304, 1700, 1701 and 2005.6(b). I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04). I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

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Deborah J. White  
Contracting Officer  
Office of Contracting and Procurement

\_\_\_\_\_  
Date

**DETERMINATION**

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

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George A. Schutter  
Chief Procurement Officer  
Office of Contracting and Procurement

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Date